



AGENDA COMMON COUNCIL

Tuesday, September 4, 2012

**To immediately follow the 6:30 p.m. Committee of the Whole meeting
Common Council Chambers, 224 East Jefferson Street**

Mayor Robert Miller
Robert Prailes, Alderman, 1st District
Edward Johnson, Alderman, 1st District
Peter Hintz, Alderman, 2nd District
Ruth Dawidziak, Alderman, 2nd District
Tom Vos, Council President and Alderman, 3rd District
Steve Rauch, Alderman, 3rd District
Katie Simenson, Alderman, 4th District
Tom Preusker, Alderman, 4th District

1. Roll Call
2. Pledge of Allegiance to the Flag.
3. Citizen Comments.
4. Chamber of Commerce Representative.
5. Approval of the Common Council minutes for August 21, 2012. *(T. Preusker)*
6. Letters and Communications: None
7. Reports by Aldermanic Representatives and Department Heads.
8. Reports 1-4: *(R. Prailes)*
 - Report 1 – Community Development Authority minutes, April 4, 2012
 - Report 2 – Library Board minutes, July 17, 2012
 - Report 3 – Airport Committee minutes, July 26, 2012
 - Report 4 – Committee of the Whole minutes, August 21, 2012
9. Payment of Vouchers. *(E. Johnson)*
10. Licenses and Permits. *(P. Hintz)*
11. Appointments and Nominations: None
12. Public Hearings: None

13. **RESOLUTIONS:**

None

14. **ORDINANCES:**

None

15. **MOTIONS:**

- A. Motion 12-749 to consider approving the 2012 Halloween Trick or Treat hours for Wednesday, October 31 from 5:30 to 7:30 p.m. This item was discussed at tonight's Committee of the Whole meeting. *(R. Dawidziak)*

16. **ADJOURNMENT** *(T. Vos)*

Note: If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 262-342-1161 at least 24 hours prior to the meeting.



CITY OF BURLINGTON

Administration Department
300 N. Pine Street, Burlington, WI, 53105
(262) 342-1161 – (262) 763-3474 fax
www.burlington-wi.gov

Common Council Agenda Item Number: 5	Date: September 4, 2012
Submitted By: Beverly R. Gill, City Clerk	Subject: Meeting Minutes

Details:

Attached please find the minutes from August 21, 2012 Common Council meeting. Staff recommends approval of these minutes.

Options & Alternatives:

N/A

Financial Remarks:

None.

Executive Action:

Staff recommends that the Common Council approve these minutes at the September 4, 2012 Common Council meeting.



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**City of Burlington
Official Minutes
Common Council
Robert Miller, Mayor
Beverly R. Gill, City Clerk
August 21, 2012**

1. CALL TO ORDER - ROLL CALL

Mayor Bob Miller called the meeting to order at 6:56 p.m. starting with roll call. Aldermen present: Bob Prailes, Ed Johnson, Ruth Dawidziak, Tom Vos, Steve Rauch, Tom Preusker, Katie Simenson
Excused: Peter Hintz

Also present: City Attorney John Bjelajac, Police Chief Peter Nimmer, Library Director Gayle Falk, Assistant to the Administrator Megan Watkins, Treasurer Steve DeQuaker, Streets and Parks Supervisor Dan Jensen

2. PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Miller led the council, staff and audience in the Pledge of Allegiance

3. CITIZEN COMMENTS- None

4. CHAMBER OF COMMERCE REPRESENTATIVE- None

5. APPROVAL OF COUNCIL MINUTES FOR AUGUST 7, 2012

A motion was made by Dawidziak with a second by Rauch to approve the minutes from August 7, 2012. With all in favor, the motion carried.

6. LETTERS AND COMMUNICATIONS

A motion was made by Vos with a second by Johnson to accept the letters and communications. With all in favor, the motion carried.

7. REPORTS BY ALDERMANIC REPRESENTATIVES AND DEPARTMENT HEADS

Vos commented that it appears that some of the light poles on the overpass have rusty bases while others appear to have been painted and he questioned if this was an ongoing project. Jensen said that it was an ongoing project.

Rauch invited everyone to the Rain Garden Ceremony in Echo Park this Friday, August 24th at 3:00 p.m. Rauch reported this was a recently completed Girl Scout project.

Johnson said at the last council meeting, the lights on the corner of Milwaukee Avenue and Grove Street had been discussed. The mayor replied that those lights had been adjusted within a day or so of the meeting.

Vos questioned if the construction project on Milwaukee Avenue was on schedule. The mayor replied that weather permitting, the construction was moving forward timely.

8. REPORTS 1-2

A motion was made by Rauch with a second by Preusker to approve Reports 1-2. With all in favor, the motion carried.

9. PAYMENT OF VOUCHERS

A motion was made by Simenson with a second by Vos to approve vouchers, pre-paid and reimbursements in the amount of \$284,038.01 Roll Call Aye: Prailes, Johnson, Dawidziak, Vos, Rauch, Preusker, Simenson Nay: None Motion carried 7-0

10. LICENSES AND PERMITS

A motion was made by Preusker with a second by Simenson to approve licenses as presented. With all in favor, the motion carried.

11. APPOINTMENTS AND NOMINATIONS-None

12. PUBLIC HEARING-None

13. RESOLUTIONS

A. RESOLUTION 4571(22) "A RESOLUTION TO APPROVE A TWO-YEAR AGREEMENT FOR PUBLIC WORKS SERVICES WITH WANASEK CORPORATION"

A request for a second reading and a motion to approve was made by Prailes with a second by Vos. Discussion: Simenson said at the last council meeting it was brought up that some areas being swept were given too much attention while others did not receive as much. Jensen replied he had checked the Fourth District Area and in his estimation he did not see any areas that needed attention. Rauch commented that the sweeper is not a vacuum truck and with the dry summer, homeowners needed to take responsibility for their own areas.

Roll Call Aye: Prailes, Johnson, Dawidziak, Vos, Rauch, Preusker, Simenson Nay: None Motion carried 7-0

14. ORDINANCES-None

15. MOTIONS-None

16. ADJOURN INTO CLOSED SESSION PER WISCONSIN STATS 19.85 (1) (c) "CONSIDERING EMPLOYMENT, OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY"

A motion was made by Johnson with a second by Vos to adjourn into closed session. Roll Call Aye: Prailes, Johnson, Dawidziak, Vos, Rauch, Preusker, Simenson Nay: None Motion carried and the closed session began at 7:05 p.m.

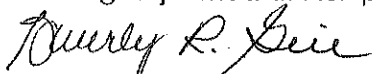
17. RECONVENE INTO OPEN SESSION

A motion was made by Dawidziak with a second by Rauch to return to open session. With all in favor, the open session began at 7:35 p.m.

A motion was made by Rauch with a second by Vos to approve the amendment to Police Chief Peter Nimmer's contract. Roll Call Aye: Prailes, Johnson, Dawidziak, Vos, Rauch, Preusker, Simenson Nay: None Motion carried 7-0

18. ADJOURNMENT

A motion was made by Rauch with a second by Vos to adjourn the meeting. With all in favor, the meeting adjourned at 7:37 p.m.



Beverly R. Gill
City Clerk
City of Burlington
Racine and Walworth Counties



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Administration Department
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Common Council Agenda Item Number: 8	Date: September 4, 2012
Submitted By: City Staff	Subject: Reports 1-4

Details:

Attached please find the following reports:

- Report 1 – Community Development Authority minutes, April 4, 2012
- Report 2 – Library Board minutes, July 17, 2012
- Report 3 – Airport Committee minutes, July 26, 2012
- Report 4 – Committee of the Whole minutes, August 21, 2012

Options & Alternatives:

N/A

Financial Remarks:

None.

Executive Action:

Staff recommends that the Council accept these reports at the September 4, 2012 Common Council meeting.

COMMUNITY DEVELOPMENT AUTHORITY

April 4, 2012

5:30 p.m.

Council Chambers

224 East Jefferson Street

1. ROLL CALL

The following commissioners were in attendance: Mayor Bob Miller, Bil Scherrer, Jim Spiegelhoff, Judie Lemieux, Tom Wiemer Excused: Jack Eckola Absent: Alderman Jeff Fischer

Also in attendance: Mr. Bill Stone, Mr. Tom Stelling, Ms. Ruth Dawidziak, Aldermen Katie Simenson, and Steve Rauch

2. APPROVAL OF MINUTES FROM OCTOBER 4, 2011

A motion to approve the minutes from October 4, 2011 was made by Miller with a second by Spiegelhoff. With all in favor, the motion carried.

3. CITIZEN COMMENTS

None

4. REVIEW AND CONSIDERATION FOR RESOLUTION 107 "A RESOLUTION TO EXTEND THE OPTION TO PURCHASE FOR REAL ESTATE IN THE DOWNTOWN REDEVELOPMENT PROJECT"

Chairman Scherrer introduced Resolution 107 to the CDA for consideration. Stone presented the CDA members with an update on the progress of the redevelopment of the property on the corner of Dodge and West Chestnut Street.

Stone stated that in 2009 a group of ten local parties (known as Core 1) decided to develop the blighted area on Dodge and West Chestnut Street. This original organization joined with the Lexington Group of Milwaukee to form the Burlington Hotel Group. This group built the Hampton Inn which was completed in January of 2011. The parking structure constructed by the city was also completed at the same time. This parking structure was deemed necessary both for the hotel and future development of the area.

In October of 2010, the Leslie Scherrer Development LLC obtained an option to develop the property at Chestnut and Dodge. In March of 2011 CORE II was formed by three parties and obtained an option from Leslie Scherrer Development LLC in March of 2011.

Stone related in early 2011 a major tenant had expressed interest in over half of the project with several other parties interested in approximately one-third of the remaining available space. Unfortunately, the major party had withdrawn in the summer of 2011. At this time, there is a Madison development firm as well as an investor from California that has shown an interest. Stone stated that the property option is soon to expire and CORE II is asking the CDA for an extension to their option for an additional two years.

Stone said that if the extension is approved, the goal is to contact the interested parties. He hoped the development would be in place by the end of the year with construction to take place in 2013.

Lahner commented that from the city's perspective there are three options available for consideration: extend the current contract, let the contract expire and open it

through "Requests for Proposals" or take it off the market completely for a period of time. Lahner stated that it would be his suggestion to remain with the current contract and offer the extension.

Lemieux had one request regarding an extension of the current contract and that would be for the area to be cleaned up as it is an eyesore for the neighborhood.

Wiemer questioned if there were any issues with hazardous materials on the site. Stelling replied the site is in the Environmental TIF District and the removal of the buildings was done with all precautions taken.

The mayor recommended the extension of the contract to the current group as they had put in an extensive amount of time with plans drawn and have they have some contacts.

The mayor stated that he had received only one phone call and that was from Mr. Jack Baker who was unable to attend this evening's meeting. Baker said he was opposed to extending the contract with this group as they had been given their chance and now it was time to move on to someone else.

Alderman Simenson was not against the current group for any reason, but she felt the perception by the public is that it is always the same group of people who are getting the one dollar deals and it didn't reflect well on the city. She said the survey that had been completed by Racine County Economic Development Corporation reflected that some of the local businesses did not feel they were part of the community due to these types of deals. Simenson also commented that she was not aware of the city's liability on the site.

Lahner did not think the liability for remediation was very strong as the majority had already been done.

Scherrer questioned if anyone coming in to that site would have to assume the liability of remediation. Lahner replied that was not the case.

Stelling commented that he would be willing to buy the property that evening for one dollar under the conditions that were set by the CDA. He further commented that his group has over a hundred thousand dollars invested between time and money up to this time. He said the value of this building would be around five million dollars with over three hundred thousand dollars in architectural fees alone which does not include any marketing or legal fees. He felt that if the city decided to market the property, the legal and marketing fees would be very high.

The mayor commented that most of the parcels the city had sold for one dollar have all been successfully developed; the one parcel sold on the open market is still sitting empty.

Stone added that with the financing for the hotel, there are many people who are still financially on the hook for personal guarantees for the financing for the hotel. Stone added that his group is still looking for six or seven individuals to join them to share some of the responsibilities and expense of this current project.

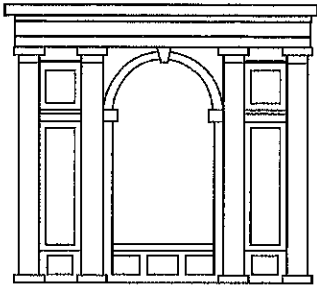
Rauch commented that he supported the extension of the contract but added that the parcel needed to be maintained.

A motion was made by Lemieux with a second by Spiegelhoff to approve Resolution 107 with the additional wording of "cleaning up the site". Roll Call Aye: Scherrer, Miller, Lemieux, Spiegelhoff, Wiemer Nay: None Motion carried 5-0

5. ADJOURNMENT

A motion was made by Wiemer with a second by Lemieux to adjourn the meeting. With all in favor, the meeting adjourned at 6:07p.m.

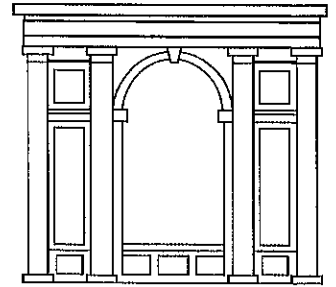
Beverly R. Gill
City Clerk
City of Burlington
Racine and Walworth Counties



Burlington Public Library

166 East Jefferson Street • Burlington, Wisconsin 53105
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www.burlingtonlibrary.org



Minutes of the Burlington Public Library Board of Trustees

The Burlington Public Library Board of Trustees met on Tuesday, July 17, 2012 in the Burlington Public Meeting Room. Present were Penny Torhorst, Dianne Boyle, M.T. Boyle, Scott Johnson, Pat Hurley, Mike Kelly, and Peter Smet. Excused were Pat Hoffman and Steve Rauch. Also present were Library Director Gayle Falk, Administrative Assistant Linda Berndt.

Torhorst called the meeting to order at 3:59.

Minutes of the June 26, 2012 meeting were approved. Hurley moved, and Kelly seconded. Motion passed.

The July General Fund Bills, Prepaids, Reimbursements, June 2012 General Fund Deposits were discussed and approved. Kelly moved approval and Johnson seconded. Motion passed.

Kelly moved and Hurley seconded the motion to approve the July 2012 Trust Fund Bills and the June 2012 Trust Fund Deposits. Motion passed.

Committee Reports: There are no reports at this time. Falk asked the Board if the Personnel committee could meet at 3:30 before the August 28th Board meeting and the Finance committee could meet at 3:45 on the same day. Falk will send out a budget proposal before the next meeting.

Federated Library Report: Falk reported that there is nothing new but that Arrowhead and MidWisconsin Library Systems may be looking to join another system. There will be more information to report at a later time.

Old Business:

Friends: The Friends are about at the end of the contributions for the computer project. We now have a total of 12 Internet computers, added bandwidth, and new software for people to log themselves on to the internet. It was a \$14,500.00 project. The Friends have a fundraiser to eat at Wendy's on Wednesday, August 1st. We provide a voucher and Wendy's will give a percentage of the cost of the food purchased to the Library.

Booksale Plans: The booksale starts next week and Julie Caufield is in the process of making up the work schedule. Some of you may have already received a call. They are getting a tent for the park, we will be using the storytime room for children's books and also the full basement meeting room. Thursday from 12:00-2:00 there is a \$5.00 individual or a \$15.00 family membership fee, 2:00 - 7:00 is free admission. Friday is free admission from 9:00 - 5:00, Saturday is free admission from 9:00 - 12:00 with a \$3.00 bag sale price.

Summer Reading Program: We had a bat program recently that had over 180 people attending. Falk handed out bookmarks from the adult reading program. We will be having a coupon clipping program.

New Business:

Budget: Falk will have more information at the next meeting. We will have the committee meetings before the next meeting. There will be another Citizens Partners Budget meeting.

Directors Report:

Monthly Report: The circulation numbers are down from this time last year, although the circ numbers for the total year are up. The reference transactions are also down a bit. All of the other numbers are up. Falk said that DVD checkout is $\frac{1}{4}$ of our circulation numbers. Falk will see what the most popular age of people checking out the DVDs.

There will be a pajama storytime next Tuesday night. There will be many city officials and celebrities reading, including Tim Boyle, Chief Nimmer, Kevin Lahner, and Ed Nadolski. We hope for a good turnout for that. The grand prize for the children's summer program is a choice of Haylofter tickets or a telescope, both prizes were donated.

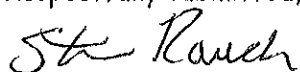
BPL in the news: There were many items in the weekly newspaper calendars and articles on our upcoming programs.

Public Communication to the Board: There is a thank you from Kay Pockat.

Meeting was adjourned at 4:27 p.m. Kelly moved and Johnson seconded. Motion passed.

Our next meeting will be on Tuesday, August 28th at 4:00 p.m. in the Burlington Public Library meeting room.

Respectfully submitted,

A handwritten signature in cursive script that reads "Steve Rauch".

Steve Rauch,
Aldermanic Representative

CITY OF BURLINGTON
AIRPORT COMMITTEE

Date: July 26, 2012

Meeting was called to order at Gary Meisner at 6:04 pm

Present: Alderman Tom Preusker

Arlene Runkel

David Uhen

Kevin Remer

Gary Meisner

Excused: Jerry DeLay, John Hotvedt

Motion was made by Runkel, seconded by Uhen, to approve the June 28, 2012 minutes as written. Motion carried.

Open Floor Audience comments: Dan Luke inquiring about his hangar ownership change

After inspection of proposed tree trimming needs, motion was made by Runkel, seconded by Meisner, to accept Arbor Images' bid as follows: Area A - Prune & remove trees from Bleneman Road to access gate and north to beacon for \$1540 to be done in 2012. Remainder Areas - Remove trees and brush 50 feet east and west of north end of grass Runway 1 along property line, and, on west end of Runway 29, along north and west property lines, for flight safety, for \$13,684 to be done in 2013, and paid for out of Airport Funds. Motion carried. Remer abstaining.

Discussion followed about WIDOT proposals on the terminal and hangar building, action pending more information from DOT.

Motion made by Remer, seconded by Uhen, to pay for Burlington Fly-In signage, Motion carried.

Airport Manager's Report: One noise question to be handled by Meisner.

There being no further business, motion was made by Preusker, seconded by Runkel, to adjourn the meeting. Motion carried.

Meeting was adjourned at 7:15 pm

Next meeting will be August 23, 2012 at 6:00 PM

Respectfully submitted,

Arlene Runkel

Secretary



CITY OF BURLINGTON

City Clerk

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Common Council Agenda Item Number: 10	Date: September 4, 2012
Submitted By: Beverly R. Gill, City Clerk	Subject: Licenses

Details:

OPERATOR'S LICENSES FOR APPROVAL

Blank, Gary L.
Escobar, Tasha M.
Gonzales, Yolanda Y.
Odell, Kari L.
Peters, Andrea L.
Schwefel, Jessica L.
Wagner, Stephanie J.

Financial Remarks:

Applicants are charged a fee of which a portion funds the background checks performed by the Police Department. Business license fees are calculated on a case by case basis depending on the type of license applied for.

Executive Action:

Staff recommends the Common Council accept the presented licenses at the September 4, 2012 Council meeting.



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Committee of the Whole Item Number: 8	Date: September 4, 2012
Submitted By: Kevin Lahner, City Administrator	Subject: Motion 12-749 to approve the 2012 Halloween Trick or Treat hours.

Details:

I recommend that the City of Burlington designate the official "Trick or Treat" hours for Halloween 2012 to be Wednesday, October 31, 2012 from 5:30 to 7:30 p.m. consistent with Waterford and the Town of Burlington's trick or treat times.

Options & Alternatives:

Options and alternatives are to change the suggested hours to Sunday, October 28.

Financial Remarks:

N/A

Executive Action:

This item is for discussion at the September 4, 2012 Committee of the Whole meeting and for consideration at the Common Council meeting the same night.